

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

Daniel E. Turner, Esq.  
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**ASHE, RAFUSE & HILL LLP**  
1355 Peachtree Street, N.E., Suite 500  
Atlanta, Georgia 30309-3232

YATRAM INDERGIT, on behalf of himself  
and others similarly situated,

Plaintiff,

vs.

RITE AID CORPORATION, RITE AID OF  
NEW YORK, INC. and FRANK  
OFFOR as Aider & Abettor,

Defendants.

**08 Civ. 9361 (PGG)  
ECF Case**

**DECLARATION OF DANIEL E.  
TURNER, ESQ. IN SUPPORT OF  
DEFENDANTS' RESPONSE IN  
OPPOSITION TO PLAINTIFF'S  
MOTION FOR CONDITIONAL  
CERTIFICATION**

DANIEL E. TURNER, ESQ., of full age, hereby declares as follows:

1. I am an Attorney at Law licensed in the State of Georgia and admitted *pro hac vice* in the above-captioned matter as counsel for Defendants Rite Aid Corporation and Rite Aid of New York, Inc. ("Defendants" or "Rite Aid").

2. Attached hereto are true and correct copies of the following documents:

- Exhibit A – Excerpts from the May 13, 2009 Deposition of William P. Johnson;
- Exhibit B – Excerpts from the May 12, 2009 Deposition of Neil Rand;
- Exhibit C – Excerpts from the April 23, 2009 Deposition of Plaintiff Yatram Indergit;
- Exhibit D – Declaration of Kristin Crandall;
- Exhibit E – Declaration of Juan Pena;
- Exhibit F – Declaration of Sherafzal Khan;

- Exhibit G – Declaration of Paulus Blake;
- Exhibit H – Declaration of Juanico Vasquez;
- Exhibit I – Declaration of Ray A. Coleman;
- Exhibit J – Declaration of Amad Shahzaman;
- Exhibit K – Declaration of Masooma Hazara;
- Exhibit L – Declaration of Walter Otuaney;
- Exhibit M – Defendant’s Memorandum of Law in Opposition to Plaintiffs’ Motion for Conditional Certification and Notice Pursuant to 29 U.S.C. § 216(b), filed by counsel for Plaintiffs in the above-captioned matter in *Alonson v. Uncle Jack’s Steakhouse*, U.S.D.C. (S.D.N.Y.) Case No. 08-7813 (DAB); and
- Exhibit N – Declaration of Silvia Fuentes.

I declare under penalty of perjury that the foregoing is true and correct.

  
\_\_\_\_\_  
DANIEL E. TURNER

Executed on June 8, 2009

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SOUTHERN DISTRICT OF NEW YORK**

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**AFFIRMATION OF SERVICE**

I, Daniel E. Turner, Esq., declare under penalty of perjury that I have served a copy of the attached **DECLARATION OF DANIEL E. TURNER, ESQ. IN SUPPORT OF DEFENDANTS' RESPONSE IN OPPOSITION TO PLAINTIFF'S MOTION FOR CONDITIONAL CERTIFICATION** upon counsel for Plaintiff whose addresses are:

Robert J. Valli, Jr., Esq.  
VALLI, KANE & VAGNINI, LLP  
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Keith A. Raven, Esq.  
RAVEN & KOLBE, LLP  
126 East 56th Street, Suite 202  
New York, New York 10022

by First-Class U.S. Mail.

Dated: Atlanta, Georgia  
June 8, 2009

  
Daniel E. Turner

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